

MP/EP
Patent

Attorney Docket: 271/082



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:

Inventor: Shilung Lin) Group Art Unit: 1645
Serial No.: 10/052,486) Examiner: To Be Assigned
Filed: January 18, 2002)
For: GENE SILENCING USING SENSE)
DNA AND ANTISENSE RNA HYBRID)
CONSTRUCTS)

TRANSMITTAL OF MISSING PARTS

Box Missing Parts
Commissioner for Patents
Washington, D.C. 20231

Sir:

I. DOCUMENTS ENCLOSED:

In response to the **NOTICE TO FILE MISSING PARTS OF APPLICATION UNDER 37 CFR § 1.53(f)**, which was mailed by the Patent Office on March 1, 2002, enclosed are:

- Declaration
- Power of Attorney: Separate or Combined with Declaration
- Assignment of the invention to Epiclone, Inc. (together with PTO Form 1595)
- A copy of the Notice to File Missing Parts of Application under 37 CFR § 1.53(f)
- Submission of Sequence Listing Sequence Listing and a readable diskette

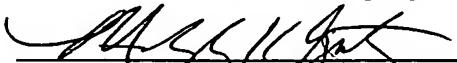
LA-232440.1

CERTIFICATE OF MAILING
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Melody K. Gutierrez

Name of Person Mailing Paper


Signature of Person Mailing Paper

April 9, 2002
Date of Deposit

II. REQUEST FOR EXTENSION OF TIME:

The proceedings herein are for a patent application and the provisions of 37 CFR § 1.136 apply.

Applicant(s) petitions for an extension of time under 37 CFR § 1.136 [fees: 37 CFR § 1.17(a)(1)-(5)] for the total number of months checked below:

EXTENSION (months)	FEE FOR SMALL ENTITY	FEE FOR OTHER THAN SMALL ENTITY
<input type="checkbox"/> one month	\$55.00	\$110.00
<input type="checkbox"/> two months	\$200.00	\$400.00
<input type="checkbox"/> three months	\$460.00	\$920.00
<input type="checkbox"/> four months	\$720.00	\$1,440.00
<input type="checkbox"/> five months	\$980.00	\$1,960.00

Fee

If any extension fee is required, please consider this a petition therefor.

III. FILING FEES

Applicant claims small entity status pursuant to 37 CFR 1.27.

BASIC FILING FEE:							\$740.00				
Total Claims	94	-	20	=	74	x \$18.00	\$1,332.00				
Independent Claims	7	-	3	=	4	x \$84.00	\$336.00				
Multiple Dependent Claims	\$280	(if applicable)				<input type="checkbox"/>	\$0.00				
Surcharge 37 CFR § 1.16(e)	\$130	(if applicable)				<input checked="" type="checkbox"/>	\$130.00				
TOTAL OF ABOVE CALCULATIONS							\$2,538.00				
Reduction by $\frac{1}{2}$ for Filing by Small Entity. Note 37 CFR §§ 1.9, 1.27, 1.28.							\$1269.00				
Extension of Time (from above)							\$0.00				
Assignment -- \$40 (if applicable)							<input checked="" type="checkbox"/> \$40.00				
TOTAL FEES SUBMITTED HEREWITH							\$1,309.00				

IV. METHOD OF PAYMENT OF FEES:

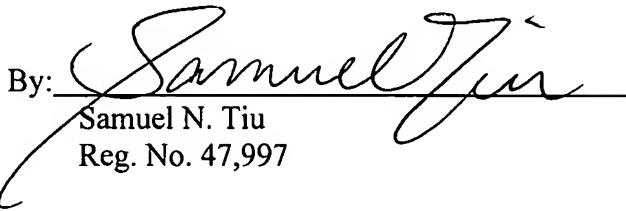
A check in the amount of \$1,309.00 is enclosed to cover the above fee(s).

Charge Lyon & Lyon's Deposit Account No. **12-2475** in the amount of _____.

The Commissioner is authorized to charge Lyon & Lyon's Deposit Account No. 12-2475 for any fees required under 37 CFR §§ 1.16, 1.17 and 1.445 that are not covered, in whole or in part, by a check enclosed herewith and to credit any overpayments to said Deposit Account No. 12-2475.

Respectfully submitted,

LYON & LYON LLP

By: 
Samuel N. Tiu
Reg. No. 47,997

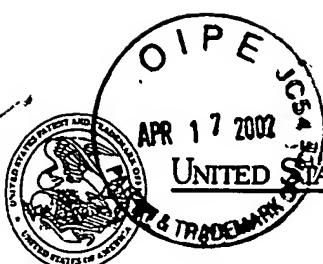
Dated: April 9, 2002



22249

PATENT TRADEMARK OFFICE

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UNITED STATES PATENT AND TRADEMARK OFFICE

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 WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/052,486	01/18/2002	Shilung Lin	271/082

CONFIRMATION NO. 7295

22249
 LYON & LYON LLP
 633 WEST FIFTH STREET
 SUITE 4700
 LOS ANGELES, CA 90071

FORMALITIES LETTER



OC00000007560771

Date Mailed: 03/01/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

04/19/2002 BABRAHAI 00000076 10052486

01 FC:201	370.00 OP
02 FC:205	65.00 OP
03 FC:203	666.00 OP
04 FC:202	168.00 OP

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$1668.
 - \$1332 for 74 total claims over 20.
 - \$336 for 4 independent claims over 3 .
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 2538.**
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter.

matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

*A copy of this notice **MUST** be returned with the reply.*

BB
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE